



Steven L. Beshear  
Governor

Leonard K. Peters  
Secretary  
Energy and Environment Cabinet

Commonwealth of Kentucky  
**Public Service Commission**  
211 Sower Blvd.  
P.O. Box 615  
Frankfort, Kentucky 40602-0615  
Telephone: (502) 564-3940  
Fax: (502) 564-3460  
psc.ky.gov

David L. Armstrong  
Chairman

James W. Gardner  
Vice Chairman

Charles R. Borders  
Commissioner

September 10, 2014

**PARTIES OF RECORD**

Re: CASE NO. 2014-00254  
PROPOSED ADJUSTMENT OF THE WHOLESALE WATER SERVICE RATES  
OF FRANKFORT ELECTRIC AND WATER PLANT BOARD.

Attached is a copy of the electronic mail correspondence which is being filed in the record of the above-referenced case. If you have any comments you would like to make regarding the contents of the correspondence, please do so within five days of receipt of this letter. If you have any questions, please contact Ann Ramser, Staff Attorney, at 502/782-2585.

Sincerely,

A handwritten signature in blue ink, appearing to read "Jeff Derouen".

Jeff Derouen  
Executive Director

AR/ch

Attachments

## Ramser, Ann (PSC)

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**From:** Ramser, Ann (PSC)  
**Sent:** Tuesday, September 09, 2014 4:29 PM  
**To:** 'Price, Hance'; Dutton, Gregory (KYOAG)  
**Cc:** dprather@iglou.com; raymond.edelman@gmail.com; John N. Hughes; Hans, Jennifer (KYOAG); Green, Jason L (PSC); Wakim, George W (PSC); Frost, Mark C (PSC); Lawless, Scott (PSC)  
**Subject:** RE: Request for IC in Case No. 2014-00254 (Frankfort Plant Board)  
**Attachments:** Re: Request for IC in Case No. 2014-00254 (Frankfort Plant Board)

Good afternoon all.

I have attached the email from Mr. Hughes which indicates he has a conference tomorrow morning and one Friday for most of the day. He appears to be available on Wednesday afternoon and all day on Thursday.

We recognize Mr. Price's objection to the scheduling of an IC in the next two days due to his non-availability and short notice. If the issue cannot be resolved without his presence, another IC will be scheduled when he is available. Based on Mr. Dutton's assurances that the issue is procedural and can be resolved without Mr. Price's presence, I am scheduling the IC for 8:30 a.m. on Thursday, 9/11.

The IC will be more productive if the intervenors identify in advance the responses that are an issue.

All parties may participate by phone by calling 502 782 2663. The code is 43941. I would appreciate knowing in advance who will be participating via phone and who intends to be physically present.

Thank you.

Ann Ramser  
Staff Attorney  
Office of General Counsel  
Public Service Commission  
211 Sower Boulevard  
Frankfort, KY 40601  
(502) 782-2585

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**From:** Price, Hance [mailto:HPrice@fewpb.com]  
**Sent:** Tuesday, September 09, 2014 3:50 PM  
**To:** Dutton, Gregory (KYOAG); Ramser, Ann (PSC)  
**Cc:** dprather@iglou.com; raymond.edelman@gmail.com; John N. Hughes; Hans, Jennifer (KYOAG); Green, Jason L (PSC); Wakim, George W (PSC); Frost, Mark C (PSC); Lawless, Scott (PSC)  
**Subject:** RE: Request for IC in Case No. 2014-00254 (Frankfort Plant Board)

Good afternoon:

FPB has checked with Mr. Hughes. He is unavailable during the times suggested by Mr. Dutton and Mr. Prather. Also, I am unavailable to attend during those dates.

Moreover, neither counsel for the AG nor Mr. Prather contacted FPB when deciding to schedule any conference. The AG acknowledges that the proposed IC is scheduled on short notice.

FPB renews its objection to any conference that it cannot attend that is scheduled unilaterally by the AG and Intervenor.

FPB is more than willing to discuss any procedural matters, as well any potential resolution of this matter, at a mutually agreeable date and time.

Thanks very much,

Hance Price

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**From:** Dutton, Gregory (KYOAG) [<mailto:Gregory.Dutton@ag.ky.gov>]

**Sent:** Tuesday, September 09, 2014 3:31 PM

**To:** Ramser, Ann (PSC); Price, Hance

**Cc:** [dprather@iglou.com](mailto:dprather@iglou.com); [raymond.edelman@gmail.com](mailto:raymond.edelman@gmail.com); John N. Hughes; Hans, Jennifer (KYOAG); Green, Jason L (PSC); Wakim, George W (PSC); Frost, Mark C (PSC); Lawless, Scott (PSC)

**Subject:** RE: Request for IC in Case No. 2014-00254 (Frankfort Plant Board)

Ann,

With all due respect to Mr. Price, he is represented by outside counsel, and – at this point – this is only a procedural matter that we hope to address informally in order to comply with the Commission’s scheduling Order. We have a discovery deadline of the 17<sup>th</sup> and Mr. Price has stated he is unavailable before the 18<sup>th</sup>. I believe our issues can be addressed amongst counsel without Mr. Price’s presence. Respectfully, I reassert my request that an IC be scheduled during the blocks of time Mr. Prather and I have provided.

Regards,

Gregory Dutton  
Assistant Attorney General  
Office of Rate Intervention  
Office of the Attorney General  
1024 Capital Center Drive, Suite 200  
Frankfort, Kentucky 40601  
(502) 696-5453  
[Gregory.Dutton@ag.ky.gov](mailto:Gregory.Dutton@ag.ky.gov)

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**From:** Ramser, Ann (PSC) [<mailto:Ann.Ramser@ky.gov>]

**Sent:** Tuesday, September 09, 2014 3:21 PM

**To:** 'Price, Hance'; Dutton, Gregory (KYOAG)

**Cc:** [dprather@iglou.com](mailto:dprather@iglou.com); [raymond.edelman@gmail.com](mailto:raymond.edelman@gmail.com); John N. Hughes; Hans, Jennifer (KYOAG); Green, Jason L (PSC); Wakim, George W (PSC); Frost, Mark C (PSC); Lawless, Scott (PSC)

**Subject:** RE: Request for IC in Case No. 2014-00254 (Frankfort Plant Board)

Due to Mr. Price’s non-availability, an IC will not be scheduled in the next couple of days. Let me know if you want to schedule an IC at another time.

Ann Ramser  
Staff Attorney  
Office of General Counsel  
Public Service Commission

211 Sower Boulevard  
Frankfort, KY 40601  
(502) 782-2585

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**From:** Price, Hance [<mailto:HPrice@fewpb.com>]  
**Sent:** Tuesday, September 09, 2014 2:49 PM  
**To:** Dutton, Gregory (KYOAG); Ramser, Ann (PSC)  
**Cc:** [dprather@iglou.com](mailto:dprather@iglou.com); [raymond.edelman@gmail.com](mailto:raymond.edelman@gmail.com); John N. Hughes; Hans, Jennifer (KYOAG)  
**Subject:** RE: Request for IC in Case No. 2014-00254 (Frankfort Plant Board)

Good afternoon:

I am heading out of town tomorrow and am available next Thursday 9/18 at the earliest. I cannot meet in the next two days. It is too short of a notice.

I would note that FPB has accommodated the Intervenor's request for extensions in this matter and would appreciate the same courtesy be extended to FPB as well in scheduling.

Thanks very much,

Hance Price

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**From:** Dutton, Gregory (KYOAG) [<mailto:Gregory.Dutton@ag.ky.gov>]  
**Sent:** Tuesday, September 09, 2014 2:43 PM  
**To:** [Ann.Ramser@ky.gov](mailto:Ann.Ramser@ky.gov)  
**Cc:** [dprather@iglou.com](mailto:dprather@iglou.com); [raymond.edelman@gmail.com](mailto:raymond.edelman@gmail.com); Price, Hance; John N. Hughes; [jennifer.hans@ag.ky.gov](mailto:jennifer.hans@ag.ky.gov)  
**Subject:** Request for IC in Case No. 2014-00254 (Frankfort Plant Board)

Ann,

I would like to request an Informal Conference be held in the above referenced case sometime in the next two days. Mr. Prather and I discussed the FPB responses to our Requests for Information, and we both have issues with the way in which FPB responded to many of the questions. Specifically, many of the FPB responses are clearly non-responsive. If possible, we would like hold a informal conference in the next couple of days to discuss these issues with counsel for FPB and the Commission staff. We would also ask that a conference call line be made available to accommodate anyone who is unable to attend in person due to the relatively short amount of notice. Mr. Prather and I have already discussed available times for an IC. Jointly, we are available any time tomorrow except 2:30-3:30 pm and we are both available Thursday before 11AM.

I believe an email is sufficient to request an IC, but please let me know if you require something more formal.

Thank you for your prompt attention to this request.

Regards,

Gregory Dutton  
Assistant Attorney General  
Office of Rate Intervention  
Office of the Attorney General  
1024 Capital Center Drive, Suite 200  
Frankfort, Kentucky 40601  
(502) 696-5453  
[Gregory.Dutton@ag.ky.gov](mailto:Gregory.Dutton@ag.ky.gov)



**Ramser, Ann (PSC)**

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**From:** John Hughes <jnhughes@fewpb.net>  
**Sent:** Tuesday, September 09, 2014 3:47 PM  
**To:** Ramser, Ann (PSC)  
**Subject:** Re: Request for IC in Case No. 2014-00254 (Frankfort Plant Board)

I have a conference tomorrow morning and one Friday for most of the day.

On Tue, Sep 9, 2014 at 3:42 PM, Ramser, Ann (PSC) <[Ann.Ramser@ky.gov](mailto:Ann.Ramser@ky.gov)> wrote:

Greg,

Thank you for bringing John Hughes to my attention. For some reason, he had not been added to the service list. That is being corrected.

John, what is your availability during the next two days.

Ann Ramser

Staff Attorney

Office of General Counsel

Public Service Commission

211 Sower Boulevard

Frankfort, KY 40601

(502) 782-2585

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**To:** Ramser, Ann (PSC); Price, Hance

**Cc:** [dprather@iglou.com](mailto:dprather@iglou.com); [raymond.edelman@gmail.com](mailto:raymond.edelman@gmail.com); John N. Hughes; Hans, Jennifer (KYOAG); Green,

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[Gregory.Dutton@ag.ky.gov](mailto:Gregory.Dutton@ag.ky.gov)

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John N.Hughes  
Attorney at Law  
124 W. Todd St.  
Frankfort, KY 40601  
502 227 7270 Ph  
[jnhughes@fewpb.net](mailto:jnhughes@fewpb.net)  
Confidential/privileged attorney client communication